

Applicant: Cheng et al.  
Application No. 10/626,999  
Page 7

P910220

**REMARKS**


Applicants have amended claims 1 and 21. Claims 1-4, 6-21 and 23 are presently pending in the application.

The Office Action rejected claims 1-4, 6-21 and 23 under 35 U.S.C. 101 as allegedly not being embodied in a computer or computer implemented. In particular, the rejection stated that the claims are not supported by a computer, an asserted utility or a well established utility. The Office Action asserted further that the claims are directed to an abstract idea that is not embodied on a computer-implemented medium or otherwise tangible medium or executed on a computing system, and that is not otherwise tangible. Applicants respectfully disagree with this rejection.

Regarding this rejection, Applicants would like to thank Examiner Frantz Coby for the Examiner Interview conducted with Applicants' representative, Kenton R. Mullins, on September 20, 2006, at which time it was indicated, but not promised, by Examiner Coby that the independent claims as presently amended may overcome the current rejection. Examiner Coby did not wish to commit to the indication, stated that he would prefer seeing the claims as amended in the form of an Amendment for further consideration, and reserved the right to review the case in greater detail. Accordingly, Applicants request that the outstanding rejection be reconsidered and withdrawn.

Applicants submit that the application is now in condition for allowance, and an early indication of same is requested. The Examiner is invited to contact the undersigned with any questions.

Respectfully submitted,



Kenton R. Mullins  
Attorney for Applicants  
Registration No. 36,331

Dated: September 21, 2006

4 Venture, Suite 300  
Irvine, CA 92618  
Tel: 949-450-1750  
Fax: 949-450-1764